



*United States Attorney
Southern District of New York*

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

January 15, 2008

BY FEDERAL EXPRESS

To: Defense Counsel Listed Below

Re: United States v. Jhamel Sean Francis, et al.
07 Cr. 672 (RJH)

Dear Counsel:

At our last status conference before Judge Holwell, you requested additional information about the discovery that has been produced in this case. In particular, you have requested additional information regarding the identity of the victims of the credit card fraud scheme set forth in the Indictment, and which documents pertain to which defendants, where that information is available.

Although the Government does not have an obligation to provide information that is equally available to defense counsel from the discovery already produced,¹ the Government nevertheless is providing under this cover letter a list which identifies various victims by number, providing the last four digits of their account numbers where available, and identifying by bates number the documents pertaining to each victim. Please also note that this list does not purport to identify all of the victims of the fraudulent scheme. For example, there were some 50 gift cards found at Claudia Francis' house when she was arrested (see documents bates numbered 03107-03172). These documents are not on the enclosed list, and may have been purchased with accounts or credit cards belonging to yet other unidentified victims.

You have also asked the Government to identify which of the Nordstrom documents pertain to which defendants. As I have previously explained, the defendants' names

¹There was a claim at the conference that the credit card numbers of the victims had been redacted from the discovery produced, and therefore defense counsel were unable to determine which documents pertained to which victims. However, most of the discovery produced by the Government left unredacted the last four digits of account numbers, thereby enabling defense counsel to identify what documents pertained to which victims. Where the entire account number was inadvertently redacted, the Government will re-produce those pages of the discovery leaving the last four digits unredacted.

All Defense Counsel
January 15, 2008
Page 2


appear on these documents. Nonetheless, the Government provides the following information identifying which Nordstrom documents pertain to which defendants:

<u>Defendant</u>	<u>Documents identified by bates numbers</u>
Dominik Rawle	02244-02271
Claudia Francis	02272-02302
Lennie Nurse	02303-02324
Kenneth Francis	02325-02344
Jhamel Francis	02346-02583
Ebony Dennis	02584-02709

Very truly yours,

MICHAEL J. GARCIA
United States Attorney
Southern District of New York

By:



Antonia M. Apps
Assistant United States Attorney
(212) 637-2198

Enclosures

All Defense Counsel
January 15, 2008
Page 3

To:

Marilyn S. Reader, Esq.
Attorney at Law
94 North Chatsworth Avenue
Larchmont, New York 10538

John J. Byrnes, Esq.
Federal Defenders of New York, Inc.
52 Duane Street—10th Floor
New York, NY 10007

Vincent J. Briccetti, Esq.
Briccetti, Calhoun & Lawrence, LLP
81 Main Street, Suite 450
White Plains, New York 10601

Sam Braverman, Esq.
Attorney at Law
901 Sheridan Avenue
Bronx, New York 10451

Jason Russo, Esq.
Gaitman & Russo
626 Reckson Plaza
West Tower, 6th Floor
Uniondale, NY 11556

Nancy Ennis, Esq.
Quijano & Ennis
381 Park Avenue South
Suite 701
New York, New York 10016

United States v. Jhamel Sean Francis, et al.

07 Cr. 672 (RJH)

January 15, 2008

Victim Number	Account #	Bates Numbers
1	XXXX-XXXX-XXXX- 0240 XXXX-XXXX-XXXX- 3010	00003-00032; 00173-00182; 01339-01376; 02095; 02100; 02548-02555; 02566-02573; 02740; 03020
2	XXXX-XXXX-XXXX- 5033	00035-00050; 00165-00171; 02346-02356
3	XXXX-XXXX-XXXX- 2191	00053-00069; 00147-00152; 02250-02267; 02625-02631; 02646-02652; 02660-02675; 02692-02699
4	XXXX-XXXX-XXXX- 2210 XXXX-XXXX-XXXX- 5462 XXXX-XXXX-XXXX- 8165	00077-00116; 00137-00144; 02080; 02083; 02357-02366; 02244-02249; 02268-02277; 02303-02324; 02690-02691; 03045-03053
5	XXXX-XXXX-XXXX- 8703	00119-00134; 00155-00162
6	XXXX-XXXX-XXXX- 6261	00184-00234; 01996-02000
7	XXXX-XXXX-XXXX- 2062	00236-00245
8	XXXX-XXXX-XXXX- 3031 XXXX-XXXX-XXXX- 3356	01223-01338; 02093; 02101; 02103; 02515-02521; 02340; 02706-02707
9	XXXX-XXXX-XXXX- 6923	01377-01463; 02389-02404; 02413-02426; 02278-02302; 02325-02339
10	XXXX-XXXX-XXXX- 8102 XXXX-XXXX-XXXX- 9667 XXXX-XXXX-XXXX- 0312	01464-01700; 02067-02073; 02104; 02470-02483
11	XXXX-XXXX-XXXX- 3268	01701-01720
12	XXXX-XXXX-XXXX- 9417	01828-01881; 02002; 02574-02590
13	XXXX-XXXX-XXXX- 2315 XXXX-XXXX-XXXX- 9181	01882-01939; 02076; 02078; 02632-02645; 02653-02659; 02676-02689; 03025-03036
14	XXXX-XXXX-XXXX- 4403	01940-01979; 02341
15	XXXX-XXXX-XXXX- 4753	01983-01994; 02736; 03019
16	XXXX-XXXX-XXXX- 3268	02342-02343; 02367-02388; 02405-02412; 02427-02435; 02499-02505; 02522-02528; 02703-02705; 02741; 02744; 03021-03022

17		02001
18		02013
19	XXXX-XXXX-XXXX- 0018	02014
20		02014
21	XXXX-XXXX-XXXX- 0587	02015
22	XXXX-XXXX-XXXX- 8116	02015-02016
23	XXXX-XXXX-XXXX- 0740	02016-02017
24	XXXX-XXXX-XXXX- 2379	02020-02021
25		02055-02056
26		02055-02056
27	XXXX-XXXX-XXXX- 3356	02708-02709
28	XXXX-XXXX-XXXX- 8810	02737
29	XXXX-XXXX-XXXX- 0892	03037-03044

The Government reserves the right to supplement or amend this list in the event it discovers additional information or determines that the list is in any way inaccurate.